



Government  
of South Australia

Department for  
Energy and Mining

Mr Charlie Pocock  
Erimar Quarries Pty Ltd  
PO Box 374  
YANKALILLA SA 5203

Email: [charlie@pocockquarries.com.au](mailto:charlie@pocockquarries.com.au)

Dear Mr Pocock,

## MINING LEASE APPLICATION (MC 4541) – ERIMAR QUARRY - REQUEST FOR RESPONSE DOCUMENT

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I am pleased to advise that your application is progressing, and the statutory public consultation stage has been completed.

In accordance with Section 56H of the *Mining Act 1971* (the Act), the Mining Lease (for the production of extractive minerals) application on mineral claim (MC) 4541 submitted by Erimar Quarries Pty Ltd underwent a period of statutory public consultation. The mining proposal (MP) submitted with your application was publicly advertised on 27 July 2023 with a closing date for public submissions of 24 August 2023. The MP was also circulated to relevant government departments, the landholder and the local council with an invitation for comment.

The Department for Energy and Mining (the Department) seeks further information from Erimar Quarries Pty Ltd on the matters raised by the SA Government. A consolidated list of matters raised and requested information is provided in **Attachment 2**.

In addition, eleven (11) public submissions were received. In accordance with section 56HA(4)(a) of the Act, copies of the public submissions are provided as **Attachment 3** to this letter. Please see **Attachment 1** for guidance on how to address the public submission.

In accordance with section 36(2) and section 56H(4)(b) of the Act, the Department requests that Erimar Quarries Pty Ltd provides a formal written response document, addressing the matters raised by government and in public submission, within **3 months** of the date of this letter. Please submit the formal written response document via email to [dem.miningregrehab@sa.gov.au](mailto:dem.miningregrehab@sa.gov.au).

This response document will directly contribute to the assessment process and is required prior to the Department making final recommendations on whether to grant or refuse the lease application, and what terms and conditions are appropriate should a lease be granted.

The Department reserves the right to request further information as required during the assessment period.

If you require a longer time to review the responses, or have any enquiries please contact Sarah Pennington, Mining Assessment Officer on 08 8429 2453 / 0455 075 991 or email: [sarah.pennington@sa.gov.au](mailto:sarah.pennington@sa.gov.au).

Yours sincerely



Paul Thompson  
**A/Manager Mining Assessments**  
**Delegate of the Minister for Energy and Mining**

27 November 2023

Cc: Aimee Chadwick, [aimee@pocockquarries.com.au](mailto:aimee@pocockquarries.com.au)  
John Harkness, [admin@jgharknessexcavations.com.au](mailto:admin@jgharknessexcavations.com.au)  
Matt Jones, Groundwork Plus, [mjones@groundwork.com.au](mailto:mjones@groundwork.com.au)

Attachments:

1. Guidance on responding to Public Submissions
2. Matters raised by SA Government to be addressed in a Response Document
3. Copies of Public Submissions
  1. Mr Richard Fricker
  2. Greg and Cheryl Bullock
  3. Victoria Liebetrau
  4. Eric and Marian Harvey and Michael Harvey
  5. Nigel Kessels and Penny Bengel
  6. Bill and Norma Osborne
  7. Robert and Faye Ward
  8. Heidi Smith
  9. Simon Harris
  10. Tony Freshwater & Sons
  11. Alexandrina Council

**Attachment 1 – Guidance on responding to Public Submission**

During the statutory circulation period the Mining Proposal (MP) was available for public consultation. A number of public submissions were received. Erimar Quarries Pty Ltd is to review the submissions, identify the matters raised and provide a response addressing all of the matters raised. These matters represent points of clarification and/or additional information required to enable a comprehensive assessment of the proposal, prior to final consideration by the South Australian government. A template is provided below should you wish to use it.

<b>Submitter</b>	<b>Matters raised</b>	<b>Erimar Quarries Pty Ltd response</b>
1. Richard Fricker	<i>Identify issues raised:</i>	<i>Insert response:</i>
2. Greg and Cheryl Bullock	<i>Identify issues raised:</i>	<i>Insert response:</i>
3. Victoria Liebetau	<i>Identify issues raised:</i>	<i>Insert response:</i>
4. Eric and Marian Harvey And Michael Harvey	<i>Identify issues raised:</i>	<i>Insert response:</i>
5. Nigel Kessels and Penny Bengel	<i>Identify issues raised:</i>	<i>Insert response:</i>

6. Bill and Norma Osborne	<i>Identify issues raised:</i>	<i>Insert response:</i>
7. Robert and Faye Ward	<i>Identify issues raised:</i>	<i>Insert response:</i>
8. Heidi Smith	<i>Identify issues raised:</i>	<i>Insert response:</i>
9. Simon Harris	<i>Identify issues raised:</i>	<i>Insert response:</i>
10. Tony Freshwater & Sons	<i>Identify issues raised:</i>	<i>Insert response:</i>
11. Alexandrina Council	<i>Identify issues raised:</i>	<i>Insert response:</i>

## Attachment 2 - Matters raised by SA Government

During the statutory circulation period the Mining Proposal (MP) was circulated to a number of government departments that were deemed relevant based on the information provided. A list of the matters raised by SA Government departments (including comments from the Department) during the statutory consultation period is presented below. It also outlines information that must be provided to respond to matters raised.

#	MP section ref.	Description of matters raised	Further information required
1.	3.3.3 Stockpiles, page 16	Details on the location, size, shape and height of C&D (mixed) stockpiles has not been provided.	Provide information on the size, shape and height of the C&D (mixed) stockpiles.
2.		<p>This section states that unprocessed C&amp;D (mixed) and green waste stockpiles will be stored onsite for no longer than 12 months before being reprocessed into recycled products for market or internal supply.</p> <p>The impact assessment (section 7.16 Waste Management – Construction and Demolition Recycling) does not include impacts from dust, erosion nor surface water runoff.</p>	<p>Provide further information to address the management of dust, erosion and surface water runoff from these stockpiles.</p> <p>Provide an impact assessment for C&amp;D Waste which addresses the impacts on the stockpiles from dust, erosion and surface water runoff.</p>
3.	3.3.3 Stockpiles, page 16 and 7.6 Topsoil Management, page 44	<p>It is stated in the MP that topsoil stockpiles are to be stored in windrows along the perimeter of each extraction stage and are to be stored for no longer than 12 months.</p> <p>Unvegetated topsoil stockpiles are likely to be a source of dust and susceptible to erosion resulting in loss of soil for rehabilitation.</p> <p>Topsoil strategies require review to demonstrate achievement of the proposed outcome.</p>	Provide revised topsoil management and erosion controls that demonstrate the outcome can be achieved.

#	MP section ref.	Description of matters raised	Further information required
5.	3.3.5 Mode and Hours of Operations, page 17	<p>In Section 5.3.1 Item 1 – Noise in the Stakeholder Feedback and Outcomes of Consultation, an Adjacent Landowner requested limiting the proposed working hours.</p> <p>While this section states that the matter was discussed with the adjacent landowner, it does not identify if the outcome of this discussion was acceptable to the adjacent landowner.</p>	Provide detail of consultation with the adjacent landowner and resolutions in relation to proposed working hours.
6.	3.5.7 Erosion, Sediment and Silt Control, page 20 and 7.1 Surface Water, page 34	<p>Surface water management</p> <p>While it is acknowledged that the average annual rainfall for the area is approximately 330 mm, the topography varies by approximately 50m over the site. The north-east of the site at 97mAHD to the south-west of the site at approximately 48mAHD.</p> <p>The mining proposal (MP) states that <i>“localised surface runoff generated from the operational areas of the Site will be captured within the disturbed footprint of the quarry and prevented from flowing outside of the operational areas”</i>.</p> <p>The site will be mined in stages. The MP does not identify how surface water will be directed towards the pit during each stage of proposed mining operations. Nor does the MP identify how clean surface water will be directed away from the quarry area during mining operations.</p> <p>In addition, the management of surface water/runoff from the product stockpiles or stockpiles related to the</p>	<p>Provide a description of how surface water will be managed while the quarry is operational to prevent clean surface water entering the quarry and how surface water from disturbed area will be managed.</p> <p>Provide an impact assessment for Surface Water and provide an outcome, control measures and draft measurement criteria.</p>

#	MP section ref.	Description of matters raised	Further information required
		<p>C&amp;D Waste recycling and processing area has not been described, nor considered in an impact assessment.</p> <p>Based on the topography of the site and the stages of mining, a Surface Water outcome, control measures and draft measurement criteria is required to ensure no surface water contaminated by mining operations leaves the land and the management of surface water from all stockpiles.</p>	
7.	7.2.3 Noise impact assessment, page 35 - 37	<p>Proposed operating hours are stated at 6am to 6pm.</p> <p>In accordance with Section 5(2) - Indicative noise levels of the <i>Environment Protection (Noise) Policy 2007</i>, 6am to 7am is considered 'Night'.</p> <p>The impact assessment for noise has not considered the Night levels between 6am and 7am.</p>	Provide an impact assessment which considers 'Night' time operations for the hour between 6am and 7am.
8.	7.3.3 Air Quality Control and management strategies, page 39 - 40	<p>Control and management strategies for dust</p> <p>The following control and management strategy has been included:</p> <p><i>'stockpiles will be stored within the quarry extraction area to provide a buffer from the wind'.</i></p> <p>In Section 3.3.3.2 it outlines that product stockpiles will generally vary in height between 5 and 10m.</p> <p>In Section 3.1 it outlines that the approximate depth of quarrying will be 3 m.</p>	Provide additional control and management strategies to manage potential dust impacts from the product stockpiles.

#	MP section ref.	Description of matters raised	Further information required
		<p>As outlined above, the product stockpiles will potentially sit between 2m to 7m above the surrounding ground level.</p> <p>It is therefore unlikely that the above control and management strategy will be effective in controlling dust from the product stockpiles.</p>	
9.		Section 7.33 Control and Management Strategies lists a number of strategies; however, it does not provide details on how they will be implemented or when they will be triggered to achieve the proposed air quality outcome.	Identify how the control and management strategies will be implemented, including triggers/milestones for their implementation to demonstrate achievement of the air quality outcome.
10.	Editorial Note	The <i>Environment Protection (Noise) Policy 2007</i> has been repealed and replaced with the <i>Environment Protection (Commercial and Industrial Noise) Policy 2003</i> on 1 November 2023.	For noting during preparation of future documents.
11.	Editorial Note	<p>Dust impact assessment 7.3.2 on page 38 of MP</p> <p>‘Sensitivity to Change’</p> <p>There is an incorrect reference to noise emissions:</p> <p>“Changes to the operational activities and duration could result in changes to dust emissions generated onsite. This may result in a low degree of change to <b>noise emissions</b> reflecting potential additional HME and haulage trucks utilised onsite.”</p>	For noting during the preparation of future documents.

#	MP section ref.	Description of matters raised	Further information required
12.	EPA licence requirements	<p>The applicant is proposing to run a waste recycling depot for acceptance of 40,000 tonnes <i>per annum</i> of C&amp;D (mixed) and green waste.</p> <p>This activity requires an EPA licence for category 3.1 Waste Recovery and 3.2.e. Waste Reprocessing Facility licence.</p> <p>There is insufficient information within the proposal to support this application.</p>	<p>Erimar Quarries Pty Ltd is required to apply for an EPA licence for the proposed prescribed activities <i>3(1) Waste Recovery and 3(2)(e) Waste Reprocessing</i>.</p> <p>Further details on the waste operations are required as part of the application process. In order to undertake this activity, the EPA will require a Recovered Products Plan and possibly a Stockpile Management Plan, <i>with regard to the EPA Guideline for stockpile management</i>, to ensure that waste materials are stored onsite correctly and any waste derived products that are produced are compliant with the EPAs Standard for the Production and Use of Waste Derived Fill.</p>
13.		<p>The estimated annual production rate has been calculated at 100,000 tonnes per year. This will require an EPA licence.</p>	<p>Erimar Quarries Pty Ltd is required to apply for an EPA licence for the proposed prescribed activities <i>7(7) Extractive Industries</i>.</p>